

State of South Dakota

EIGHTIETH LEGISLATIVE ASSEMBLY, 2005

400L0251

HOUSE BILL NO. 1016

Introduced by: The Committee on Retirement Laws at the request of the South Dakota Retirement System

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the benefits available
2 to certain South Dakota Retirement System members who retired and later reentered active
3 status.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

5 Section 1. That § 3-12-88 be amended to read as follows:

6 3-12-88. All benefits except those depending on the member's contribution balance shall be
7 annually increased by the improvement factor. However, the annual increase shall be eliminated
8 for any period of time that a retired member reenters covered employment in the system, unless
9 the member retired as a Class B member other than a justice, judge, or magistrate judge and
10 subsequently has reentered covered employment as a Class A member, or unless the member
11 retired without a benefit suspension pursuant to § 3-12-111 and then reentered active status prior
12 to July 1, 2004. Such elimination shall cease when the member again retires and draws either
13 a refund or an additional retirement allowance.

